

AGENDA

Dan Buckshi
County Administrator



BOARD OF SUPERVISORS

Frank Mecham, 1st District
Bruce Gibson, 2nd District
Adam Hill, 3rd District
Paul A. Teixeira, Vice-Chairperson, 4th District
James R. Patterson, Chairperson, 5th District

Tuesday, December 04, 2012

CONSENT AGENDA

9:00 AM

REVIEW AND APPROVAL

PRESENTATIONS

PUBLIC COMMENT PERIOD

HEARINGS

CLOSED SESSION

NOON RECESS

AFTERNOON SESSION

1:30 PM

REPORT ON CLOSED SESSION

HEARINGS CONTINUED

ADJOURNMENT

5:00 PM

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: www.slocounty.ca.gov. Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on agenda items during Public Comment or prior to Closed Session are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board prior to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes per item during the Consent Agenda, Public Comment period, Public Hearings, Board Business and prior to Closed Session.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Consent Agenda - Administrative Office Items:

1. Request to approve a memorandum of agreement (Clerk's File) for County participation in the federal Integrated Public Alert Warning System. All Districts.
2. Submittal of a resolution amending the position allocation list for the Office of Emergency Services by deleting one Administrative Assistant series position and replacing it with one Administrative Analyst Aide position.

Consent Agenda - Board of Supervisors Items:

3. Submittal of Supervisor's expense report on meetings attended pursuant to Government Code section 53232.3(d).

Consent Agenda - General Services Agency Items:

4. Request to: 1) approve a resolution for a conservation easement in Nipomo; 2) approve a deed of conservation easement to the Land Conservancy of San Luis Obispo County on 28.9 acres for purpose of mitigation for the Willow Road Extension Project and preservation of riparian habitat and 3) approve a lease amendment with Dana Adobe Nipomo Amigos, Inc. District 4.
5. Request to approve creation of a Parks capital project to repave the Marina and White Oak boat launch parking lots, refurbish a fish cleaning station, remove overhead power lines, and install a solar power system at the White Oak restrooms of Santa Margarita Lake. District 5.
6. Request to approve creation of a capital project to install County standard cabling at the leased facility located at 3563 Empleo Street in San Luis Obispo for the Department of Social Services. District 3.

Consent Agenda - Health Agency Items:

7. Request to approve a contract (Clerk's File) with San Miguel Joint Unified School District for Fiscal Year 2012-13 in the amount not to exceed \$10,000 to provide drug and alcohol prevention counseling services to students within their School District.

Consent Agenda - Human Resources Items:

8. Request to approve an updated County Family Care and Medical Leave Policy.

Consent Agenda - Library Items:

9. Request to amend the memorandum of understanding between the County and the Atascadero Friends of the Library to extend the Friends' fundraising timeline, from December 29, 2012 to June 29, 2013, for their half of the estimated net project cost for the purchase and tenant improvements at 6555 Capistrano Avenue in Atascadero. District 5.

Consent Agenda - Planning & Building Items:

10. Submittal of a resolution approving an agreement establishing restrictions and obligations for real property adjusted by lot line adjustment COAL 09-0038 with Law Family Vineyards, LP, a Colorado Limited Partnership. District 1.

Consent Agenda - Public Works Items:

11. Submittal of a resolution authorizing execution of notice of completion and acceptance for the construction of Willow Road between Hetrick Avenue and Thompson Avenue and the Willow Road Interchange with State Highway 101 near Nipomo, Contract No. 300129/300142; Federal No. FHWA Q101(189). District 2.
12. The following parcel map has been received and has satisfied all the conditions of approval that were established at the public hearing for lot line adjustment COAL 10-0064, a proposed lot line adjustment resulting in 3 lots by Rio Vista Ranch LLC, east of Atascadero. District 5.
13. Request approval to use remaining USDA grant funds on the recommended work items, County Service Area 23 Santa Margarita; authorize the Director of Public Works to execute a USDA Grant Agreement; and authorize a budget adjustment in the amount of \$250,000 to increase the appropriation and associated funding. District 5.

Consent Agenda Public Works - Board Sitting as Flood Control District:

14. Submittal of a resolution authorizing execution of notice of completion and acceptance for the construction of the Rodriguez Bridge Waterline Crossing Fish Passage Improvements Project, Arroyo Grande, Contract No. 300369. Districts 3 and 4.

Presentations:

15. Submittal of a resolution recognizing State Park Superintendent Andrew Zilke for over 39 years of dedicated service to the citizens of San Luis Obispo County and the State of California.

Public Comment Period:

16. Members of the Public wishing to address the Board on matters other than scheduled items may do so when recognized by the Chairperson. Individuals interested in speaking should fill out a "Board Appearance Request Form" located at the back of the Board Chambers and hand it to the Clerk of the Board. Presentations are limited to a MAXIMUM of three minutes per individual.
17. Board Committee Updates (not to exceed 15 minutes)
Board Members report on various committee activities. Time Limit 3 minutes.

Hearings:

18. Continued hearing to consider a request by the County of San Luis Obispo to amend Agriculture Element Policies AGP 20, 22 and 23, amend the San Luis Obispo Area Plan, and amend Title 22 (the Land Use Ordinance) and Title 23 (the Coastal Zone Land Use Ordinance) of the County Code regarding agricultural cluster land divisions. All Districts.

Closed Session Items:

19. I. PENDING LITIGATION (Government Code, section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items:
A. Conference with Legal Counsel-Existing Litigation (Government Code, section 54956.9(a).) (Formally initiated) 1. Bay Area/Diablo Petroleum Co., dba Golden Gate Petroleum v. County of San Luis Obispo, et al.; 2. Dubbink v. County of San Luis Obispo; 3. Concerned Landowners in the Paso Robles Groundwater Basin v. County of SLO.

B. Conference with Legal Counsel-Anticipated Litigation (Government Code, section 54956.9.) 4. Significant exposure to litigation (Government Code, section 54956.9(b).) No. of cases 2. Facts and circumstances not known to potential plaintiff which indicate significant exposure to litigation. 5. Initiation of litigation (Government Code, section 54956.9(c).) No. of cases 2.

II. CONFERENCE WITH LABOR NEGOTIATOR (Gov. Code ' 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator Tami Douglas-Schatz concerning the following: Name of employee organizations are: 6. Unrepresented Management and Confidential Employees; 7. SLOCPPOA; 8. SLOCEA-Public Services, Supervisors, Clerical; 9. Deputy Sheriff's Association; 10. DAIA; 11. SLOCEA-Trades and Crafts; 12. Sheriffs' Management; 13. SLOCPMPOA; 14. DCCA.

NOON RECESS

1:30 REPORT ON CLOSED SESSION

HEARING ITEM #18 CONTINUED

20. WEEKLY REPORT OF ENVIRONMENTAL DOCUMENTS AVAILABLE FOR REVIEW

The purpose of the environmental review process is to provide information about the environmental effects of the actions and decisions made by the County, so that environmental considerations become a part of the decision making process. The following is a summary of the most recent determinations made by the County's Environmental Coordinator. The purpose of this listing is to notify the public of pending actions, which may affect the environment of San Luis Obispo County.

You are invited to participate in this process by reviewing and providing comments on the recommendations of the Environmental Coordinator. Your comments should be in writing and should be delivered to: Ellen Carroll, Environmental Coordinator, Department of Planning and Building, 976 Osos Street, Room 300, San Luis Obispo, Ca 93408-2040. For more information about the environmental review process, please write to the address above, call the

Environmental Division of the Department of Planning and Building at (805) 781-5600, or review the environmental determination and other information on our website located at www.sloplanning.org.

Proposed Negative Declarations

A Negative Declaration is issued for projects that would not result in significant effects on the environment. In many cases, the project applicant has added mitigation measures to the project to reduce environmental impacts in order to qualify for a Negative Declaration. If you disagree with the issuance of a proposed Negative Declaration, you may provide comments or file a Request for Review (appeal) of the Negative Declaration. Requests for Review must be filed within two weeks of the date that the proposed Negative Declaration is posted and must address only environmental issues. There is a fee for the request. If you would like more information about this process, please contact the Environmental Coordinator.

For Week of November 15, 2012

San Luis Obispo Area

Irish Hills Plaza Conditional Use Permit. Request by Irish Hills Plaza East, LLC, and Verizon Wireless to allow a new unmanned wireless communications facility consisting of 9 new panel antennas mounted within a 50' tall faux water tank, with associated ground-mounted equipment on an 11'x24' concrete slab within a 1,050 square-foot lease area. The project will result in the disturbance of approximately 1,000 square-feet on a 321-acre parcel. The project site is within the Agriculture and Commercial Retail land use categories.

LOCATION: The project is located at 12165 Los Osos Valley Road, approximately 200 feet south of Home Depot, adjacent to the City of San Luis Obispo. The site is in the San Luis Obispo planning area. ED11-132 (DRC2011-00026)

For Week of November 21, 2012

Paso Robles Area

Hall and T-Mobile Conditional Use Permit. Request by Wendy Hall and T-Mobile West Corporation for a Conditional Use Permit to allow the construction of an approximate 1,800 square foot (sf) two-story barn that would allow for the operation of an unmanned wireless communications facility consisting of the following: 9 panel antennas (3 antenna per sector with 3 sectors) within the cupola on the proposed 35 foot, two-story barn (not to exceed the maximum height of the structure); to allow equipment cabinets to be installed within the Barn; and coax cables connecting the antennas to the equipment. The proposed project is located at 8125 Highway 41, on the south side of Highway 41 approximately 8 miles east of the City of Paso Robles and approximately 2,300 feet west of Straw Ridge Road. The proposed project is located in the El Pomar/Estrella Planning area. ED12-044 (DRC2012-00001)

Heritage Ranch Area

Lime Mountain Company and T-Mobile Conditional Use Permit. Request by Lime Mountain Company & T-Mobile for a Conditional Use Permit to allow for the construction and operation of an unmanned wireless telecommunications facility consisting of twelve (12) panel antennas in three sectors of four antennas, mounted at a height of 53 feet above grade (measured to top of antennas) and one (1) 6-foot diameter microwave dish mounted at a height of 20 feet above grade on a new 61-foot tall faux pine tree (monopine), six (6) equipment cabinets within an approximately 900 square-foot equipment enclosure, and approximately 550 feet of associated aerial utility routing. The project is located at 16624 Chimney Rock Road, approximately 20 miles southwest of the community of Heritage Ranch at the end of Chimney Rock Road. ED11-144 (DRC2011-00079)

COUNTY ADMINISTRATIVE OFFICE, ROOM D430
COUNTY GOVERNMENT CENTER
SAN LUIS OBISPO, CA 93408